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002.00250

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Dario Alessi et al.

Serial No.: 10/517,225

Filed: June 9, 2003

For: METHODS

RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Requirements, which was mailed by the United States Patent and Trademark Office on **April 4, 2005**, enclosed are:

- (X) Combined Declaration and Power of Attorney. (3 sets, 2 pgs each)
- (X) A Copy of the Notice to File Missing Parts.
- (X) Communication
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-0772. **A duplicate copy of this sheet is enclosed.**

Dated: June 6, 2005

06/15/2005 MKAYPAGH 00000082 500772 10517225
01 FC:1617 130.00 DA

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Karla M. Weyand
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I hereby certify that this document is being deposited with the U.S. Postal Service as first class mail on 6/6/05 under 37 CFR 1.8 and is addressed to the Commissioner for Patent, PO Box 1450, Alexandria, VA 22313-1450

Karla M. Weyand
Signature of Person Mailing Correspondence

Karla M. Weyand
Typed Name of Person Mailing Correspondence



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Serial No.: 10/517,225

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Communication

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Notification of Missing Requirements dated April 4, 2005, it is indicated that a surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required. Such payment was made by charge to the Deposit Account No. 50-0772 on December 16, 1004 (Reference No. 10517225). This transaction was mistakenly labeled Fee Code 1618. However, no English translation was required for the present case, as it was filed in English. Accordingly, applicants submit that no additional fees are due at this time, because the fee for submission of the Declaration was already made.

Applicants also submit that no extension of time fees are due. If an extension is required, please consider this a petition therefore and for any future extensions of time and charge any applicable fees to Deposit Account 50-0772.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-0772. **A duplicate copy of this sheet is enclosed.**

Dated: June 6, 2005Karla M. Weyand

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Attorney for Applicants

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Signature of Person Mailing Correspondence

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Typed Name of Person Mailing Correspondence



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/517,225	Anthony S Wagner	002.00250

INTERNATIONAL APPLICATION NO.

PCT/US03/02509

LA. FILING DATE	PRIORITY DATE
06/09/2003	01/29/2002

35876

ROGALSKY & WEYAND, LLP
P.O. BOX 44
LIVONIA, NY 14487

CONFIRMATION NO. 2433

371 FORMALITIES LETTER



OC000000015644552

Date Mailed: 04/04/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/08/2004
- Copy of the International Search Report filed on 12/08/2004
- Preliminary Amendments filed on 12/08/2004
- Request for Immediate Examination filed on 12/08/2004
- Copy of references cited in ISR filed on 12/08/2004
- U.S. Basic National Fees filed on 12/08/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.36(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/517,225	PCT/US03/02509	002.00250

FORM PCT/DO/EO/905 (371 Formalities Notice)